NOTIFICATION.

No FD 2 DCS 63, dated Bangalore, the 22nd August 1963, (Shravana 31, Saka Era 1885).

Ordered that the accompanying Notification No G S R. 1290, dated the 1st August 1963, of the Ministry of Finance (Department of Economic Affairs), issuing the Compulsory Deposit (Income-tax payers) Amendment Scheme, 1963, which has been published in the *Gazette of India*, Extraordinary, Part II, Section 3, sub-section (i), dated the 1st August 1963, be republished in the *Mysore Gazette*, for general information

By Order and in the name of the Governor of Mysore,

N. S. BHARATH,
Deputy Secy. to Govt F. D.

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GOVERNMENT OF INDIA.

MINISTRY OF FINANCE

(Department of Economic Affairs)

NOTIFICATION.

New Delhi, the 1st August 1963.

COMPULSORY DEPOSIT (INCOME-TAX PAYERS) AMENDMENT SCHEME, 1963

G. S R. 1290 —In exercise of the powers conferred by section 5, read with section 6 of the Compulsory Deposit Scheme Act, 1963 (21 of 1963), the Central Government hereby makes the following scheme to amend the Compulsory Deposit (Income-tax payers) Scheme, 1963, namely :—

1. This Scheme may be called the Compulsory Deposit (Income-tax payers) Amendment Scheme, 1963

2. In the Compulsory Deposit (Income tax payers) Scheme, 1963 (hereinafter referred to as the said Scheme), for the existing

item (iii) of clause (e) of paragraph 2, the following item shall be substituted, namely , —

" (iii) an office or branch of any other bank authorised by the Central Government to accept deposits under this Scheme, excluding any office or branch of such Bank as may be notified by the Central Government."

3. In the said Scheme, in paragraph 4 after sub-paragraph (2), the following sub-paragraph shall be inserted, namely —

"(2A) Where any person to whom this Scheme applies receives in any year any income which is chargeable to tax under the Income tax Act, 1961 under the head "Salaries" as being his income relating to any previous year prior to the year in which it is received, he may, nowithstanding the provisions of sub-paragraph (2), make a deposit in relation to such income in the year in which it is received. The amount so deposited shall be deemed for the purposes of sub paragraph (2) of paragraph 4 to have been deposited in the relevant previous year to which the aforesaid income relates, but for the purposes of calculation of interest thereon and of repayment thereof, the provisions of paragraphs 10 and 11 shall apply."

4 In the said Scheme, after paragraph 4, the following paragraph shall be inserted, namely —

"4A **Employees becoming liable to pay Income tax** —(1) Where a person in whose name an account has been opened with the deposit office under the Compulsory Deposit (Employees) Scheme, 1963, becomes liable in any year to payment of tax under the Income tax Act, 1961, then, notwithstanding anything contained in this Scheme, the deposit made in the said account in that year shall be deemed to be a deposit made by him under this Scheme and the person shall be deemed to be a depositor for all purposes of this Scheme

(2) The person deemed to be a depositor under sub-paragraph (1) may open an account under this Scheme in accordance with the provisions contained in sub-paragraph (4) of paragraph 4 in the year in which he becomes liable to payment of tax under the Income-tax Act, 1961 and deposit money in that year upto the limits specified in sub-paragraph (1) of paragraph 3 taking into account the amount deemed to have been deposited under this Scheme under sub-paragraph (1)

(3) Any person employed in an establishment to which the provisions of sub-paragraphs (3) to (22) of pragraph 10A of the Compulsory Deposit (Employees) Scheme, 1963

apply, may, on that Scheme ceasing to apply to him in any year on account of his becoming liable to payment of tax under the Income-tax Act, 1961, then, notwithstanding anything contained in this Scheme, open an account in that year under this Scheme in accordance with the provisions contained in sub-paragraph (4) of paragraph 4 and deposit money in that year upto the limits of deposit specified in sub-paragraph (1) of paragraph 3.

(4) For the purposes of claiming deduction from additional surcharge payable by him—

(*a*) the person deemed to be a depositor under sub paragraph (1) shall, in addition to the documents specified in sub-paragraph (1) of paragraph 5, forward the statement issued to him by his employer under the Compulsory Deposit (Employees) Scheme, 1963, to the Income-tax Officer and produce the pass-book handed over to him by the employer to the Officer, if he requires it for the purpose of verification ,

(*b*) the person referred to in sub-paragraph (3) shall forward the documents specified in sub-paragraph (1) of paragraph 5 "

5 In the said Scheme, for sub-paragraph (1) of paragraph 11, the following sub-paragraph shall be substituted, namely —

"(1) The amount deposited in any year in excess of the limits specified in sub-paragraph (1) of paragraph 3, shall, at the option of the depositor on his producing a certificate from the Income-tax Officer indicating the maximum amount of deposit payable by him under this Scheme for that year, either be repaid with interest or subject to the provisions of sub-paragraph (2) of this paragraph and paragraph 10 deemed to be the deposit for the year in which the income-tax assessment of the income of the year to which the excess deposit relates is completed.'

(SHIV NAUBH SINGH)
Joint Secretary